

PROPOSED COMMITTEE SUBSTITUTE FOR COMMITTEE PURPOSES

Bill No. PCS for HB 1205

COMMITTEE ACTION

| | | |
|-----------------------|-------|-------|
| ADOPTED | _____ | (Y/N) |
| ADOPTED AS AMENDED | _____ | (Y/N) |
| ADOPTED W/O OBJECTION | _____ | (Y/N) |
| FAILED TO ADOPT | _____ | (Y/N) |
| WITHDRAWN | _____ | (Y/N) |
| OTHER | _____ | |

1 **Committee hearing bill:** The Military & Local Affairs Policy
 2 Committee

3 The Military & Local Affairs Policy Committee offered the
 4 following:

5 **Proposed Committee Substitute**

6
 7 Remove the entire bill and insert:

8 A bill to be entitled

9 An act relating to distribution of charter county transit
 10 system surtax proceeds; amending s. 212.055; requiring
 11 interlocal agreements be updated no less than every five
 12 years; providing an effective date.

13 Section 1. Subparagraph 4 of paragraph (d) of subsection (1) of
 14 section 212.055, Florida Statutes is amended to read:

15 212.055 Discretionary sales surtaxes; legislative intent;
 16 authorization and use of proceeds.--It is the legislative intent
 17 that any authorization for imposition of a discretionary sales
 18 surtax shall be published in the Florida Statutes as a
 19 subsection of this section, irrespective of the duration of the
 20 levy. Each enactment shall specify the types of counties
 21 authorized to levy; the rate or rates which may be imposed; the
 22 maximum length of time the surtax may be imposed, if any; the
 23 procedure which must be followed to secure voter approval, if

PROPOSED COMMITTEE SUBSTITUTE FOR COMMITTEE PURPOSES

24 required; the purpose for which the proceeds may be expended;
25 and such other requirements as the Legislature may provide.
26 Taxable transactions and administrative procedures shall be as
27 provided in s. 212.054.

28 (1) CHARTER COUNTY TRANSIT SYSTEM SURTAX.--

29 (d) Proceeds from the surtax shall be applied to as many
30 or as few of the uses enumerated below in whatever combination
31 the county commission deems appropriate:

32 4. Used by the charter county for the planning,
33 development, construction, operation, and maintenance of roads
34 and bridges in the county; for the planning, development,
35 expansion, operation, and maintenance of bus and fixed guideway
36 systems; and for the payment of principal and interest on bonds
37 issued for the construction of fixed guideway rapid transit
38 systems, bus systems, roads, or bridges; and such proceeds may
39 be pledged by the governing body of the county for bonds issued
40 to refinance existing bonds or new bonds issued for the
41 construction of such fixed guideway rapid transit systems, bus
42 systems, roads, or bridges. Pursuant to an interlocal agreement
43 entered into pursuant to chapter 163, the governing body of the
44 charter county may distribute proceeds from the tax to a
45 municipality, or an expressway or transportation authority
46 created by law to be expended for the purpose authorized by this
47 paragraph. Any charter county that has entered into interlocal
48 agreements for distribution of proceeds to one or more of its
49 municipalities shall revise such interlocal agreements no less
50 than every five years in order to include any municipalities
51 that have been created since the prior interlocal agreements
52 were executed.

53 Section 2. This act shall take effect July 1, 2009.
54